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COMMENTS:

Re: U.S. Patent Application Serial No. 09/646,807

For: CONTROL OF GENE EXPRESSION

By: Michael W. GRAHAM et al. Our reference: 54632-20003.21

Attached are the following:

1. Transmittal (1 Page)

2. Response to Office Communication Dated February 17, 2005 (6 pages)

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PTC/8B/21 (09-04)
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U.S. Patent and Trademark Cline; U.S. DEPARTMENT OF COMMERCE ond to a collection of information unless it displays a valid OMB control number. Under the Paperwork Reduction Act of 1995, no persons are required to resp Application Number 09/646.807 Filing Date TRANSMITTAL December 5, 2000 First Named Inventor **FORM** Michael W. GRAHAM Art Unit 1636 (to be used for all correspondence efter initial filing) Examiner Name D. Sullivan Attorney Docket Number 7 546322000321 Total Number of Pages in This Submission ENCLOSURES (Check all that apply) After Allowance Communication Fee Transmittal Form Drawing(s) to TC Appeal Communication to Board of Fee Attached Licensing-related Papers Appeals and Interferences Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) Amendment/Reply (6 pages) Petition Petition to Convert to a Proprietary information After Final Provisional Application Power of Attorney, Revocation Change of Correspondence Address Status Letter Affidavits/declaration(s) Other Enclosure(s) (please X Other Ending below): Terminal Disclaimer **Extension of Time Request** Facsimile Cover Sheet Request for Refund Express Abandonment Request Information Disclosure Statement CD. Number of CD(s) Certified Copy of Priority Landscape Table on CD Document(s) Reply to Missing Parts/ Remarks Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm MORRISON & FOERSTER LLP (Customer No. 20872) Otis Littlefield - 48,751 Individual name Signature March 10, 2005 Date I hereby certify that this correspondence is being sent via Facsimile to the United States Patent and Trademark Office, facsimile no. (703) 872-9306, on the date shown below: Signature: Value Cohen) Dated: March 10, 2005

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(Valerie Cohen)

Docket No.: 546322000321

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Michael W. GRAHAM et al.

Serial No.:

09/646,807

Filing Date:

December 5, 2000

For:

CONTROL OF GENE EXPRESSION

Examiner: D. Sullivan

Group Art Unit: 1636

RESPONSE TO OFFICE COMMUNICATION DATED FEBRUARY 17, 2005

MS Amendment Commissioner for Patents P.O. BOX 1450 Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Office Communication dated February 17, 2005, for which a response is due on March 17, 2005. As such, the filing of this resubmission of claim amendments is hereby timely filed. Please consider entering the following amendments and remarks.